

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION
(37 C.F.R. §1.63)

As a below named inventor, I hereby declare:

My residence, mailing address, and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor or an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled:

METHOD AND APPARATUS FOR AN IMPROVED LUER FITTING CONNECTION

the specification of which (check one)

☐ is attached hereto.

☒ was filed on September 25, 2006 as United States Application No. 10/594,181 and was amended on August 27, 2007.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge my duty to disclose to the United States Patent and Trademark Office all information that I know to be material to the patentability of this application as defined in 37 C.F.R. §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or (f), or §365(b) of any foreign application(s) for patent or inventor's or plant breeder's rights certificate(s), or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's or plant breeder's rights certificate(s) or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):			Priority Not Claimed
<u> </u> (Number)	<u> </u> (Country)	<u> </u> (Filing Date, MM/DD/YYYY)	<input type="checkbox"/>
<u> </u> (Number)	<u> </u> (Country)	<u> </u> (Filing Date, MM/DD/YYYY)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

<u>60/556,559</u> (Application Serial No.)	<u>03/26/2004</u> (Filing Date, MM/DD/YYYY)	<u> </u> (Status: pending, or abandoned)
<u> </u> (Application Serial No.)	<u> </u> (Filing Date, MM/DD/YYYY)	<u> </u> (Status: pending, or abandoned)

I hereby claim the benefit under 35 U.S.C. §120 of any United States applications(s), or §365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

PCT/US2005/010037
(Application Serial No.)

03/24/2005
(Filing Date, MM/DD/YYYY)

(Status: patented, pending, abandoned)

(Application Serial No.)

(Filing Date, MM/DD/YYYY)

(Status: patented, pending, abandoned)

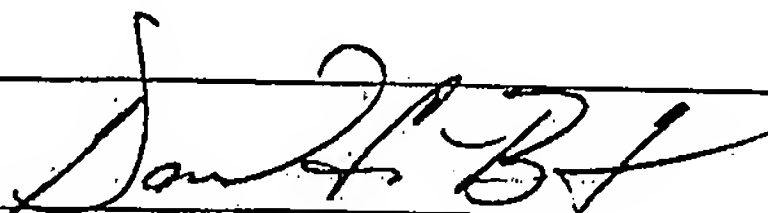
(Application Serial No.)

(Filing Date, MM/DD/YYYY)

(Status: patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor
David G. Burton



October 31, 2007
Date

Sole or first inventor's signature

Residence (City, State/Foreign Country)
Bloomington, Indiana 47403

Citizenship
U.S.

Mailing Address
604 Glen Arbor Way, Bloomington, Indiana 47403

Full name of second inventor
Scott K. Philhower

Sole or first inventor's signature

Date

Residence (City, State/Foreign Country)
Bloomington, Indiana 47401

Citizenship
U.S.

Mailing Address
1200 E. Winners Circle, Bloomington, Indiana 47401

Attorney Docket No. 8627/1397
Client Reference No. PA-5496-PCT/US

Full name of third inventor Nicholas J. Ely	
Sole or first inventor's signature	Date
Residence (City, State/Foreign Country) Ellettsville, Indiana 47429	
Citizenship U.S.	
Mailing Address 410 W. Ritter Street, Ellettsville, Indiana 47429	

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Priority
Not Claimed

(Number)

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Full name of sole or first inventor
David G. Burton

Sole or first inventor's signature

Date

Residence (City, State/Foreign Country)
Bloomington, Indiana 47403

Citizenship
U.S.

Mailing Address
604 Glen Arbor Way, Bloomington, Indiana 47403

Full name of second inventor
Scott K. Philhower

Sole or first inventor's signature

Date

Residence (City, State/Foreign Country)
Bloomington, Indiana 47401

Citizenship
U.S.

Mailing Address
1200 E. Winners Circle, Bloomington, Indiana 47401

Attorney Docket No. 8627/1397
Client Reference No. PA-5496-PCT/US

Full name of third inventor Nicholas J. Ely	
Sole or first inventor's signature	Date
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Full name of sole or first inventor
David G. Burton

Sole or first inventor's signature

Date

Residence (City, State/Foreign Country)
Bloomington, Indiana 47403

Citizenship
U.S.

Mailing Address
604 Glen Arbor Way, Bloomington, Indiana 47403

Full name of second inventor
Scott K. Philhower

Sole or first inventor's signature

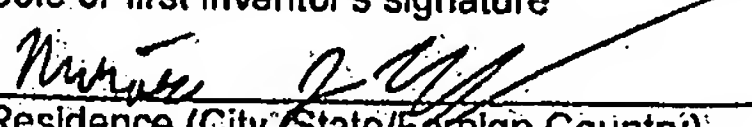
Date

Residence (City, State/Foreign Country)
Bloomington, Indiana 47401

Citizenship
U.S.

Mailing Address
1200 E. Winners Circle, Bloomington, Indiana 47401

Attorney Docket No. 8627/1397
Client Reference No. PA-5496-PCT/US

Full name of third inventor Nicholas J. Ely	
Sole or first inventor's signature 	Date 11-1-07
Residence (City, State/Foreign Country) Ellettsville, Indiana 47429	
Citizenship U.S.	
Mailing Address 410 W. Ritter Street, Ellettsville, Indiana 47429	

ASSIGNMENT AND AGREEMENT

For value received, I, David G. Burton, residing at 604 Glen Arbor Way, Bloomington, Indiana, 47403, U.S.A., hereby sell, assign, and transfer to **Cook Incorporated**, a corporation of the State of Indiana, having an office at 750 N. Daniels Way, Bloomington, IN, 47404, U.S.A., its successors, assigns and legal representatives, hereinafter collectively "Cook," and

For value received, We, Scott K. Philhower, residing at 1200 E. Winners Circle, Bloomington, Indiana, 47401, U.S.A., and Nicholas J. Ely, residing at 410 W. Ritter Street, Ellettsville, Indiana, 47429, U.S.A., hereby sell, assign, and transfer to **Sabin Corporation**, a corporation of the State of Indiana, having an office at P.O. Box 788, Bloomington, Indiana, 47402, U.S.A., and its successors, assigns and legal representatives, hereinafter collectively "Sabin,"

the entire right, title and interest, for the United States of America, and the entire right, title and interest, in and to certain inventions related to "METHOD AND APPARATUS FOR AN IMPROVED LUER FITTING CONNECTION" described in U.S. Non-Provisional Application Serial No. 10/594,181, filed on September 25, 2006, and all the rights and privileges in said application and under any and all Letters Patent or any continuation, division, renewal, or substitute thereof, and any reissue or re-examination thereof that may be granted in the United States for said inventions, together with the right to recover all damages, including, but not limited to, a reasonable royalty, by reason of past, present, or future infringement or any other violation of patent or patent application rights; to have and to hold for the sole and exclusive use and benefit of the Assignee, its successors and assigns, to the full end of the term or terms for all such patents. We also concurrently hereby sell, assign and transfer to Cook and Sabin, either jointly or individually, the entire right, title and interest in and to said inventions for all countries foreign to the United States, including all rights of priority arising from the application aforesaid, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

We authorize Cook and Sabin, either jointly or individually, to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for

BHGL No. 8627/1397
PA-5496-PCT/US

patent or other form of protection for said inventions, without further authorization from us, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of Cook and Sabin, either jointly or individually, to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

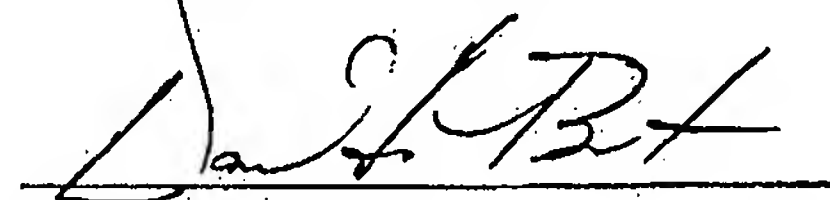
We request that any and all patents for said inventions be issued to Cook and Sabin, either jointly or individually, in the United States and in all countries foreign to the United States, or to such nominees as Cook and Sabin, either jointly or individually, may designate.

We agree that, when requested, I/we shall, without charge to Cook and Sabin, but at their expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

The Commissioner of Patents and Trademarks is hereby authorized and requested to issue patents to the Assignee in accordance with the terms of this Assignment.

IN TESTIMONY WHEREOF, the Assignors have executed this agreement.

DATED: July 2, 2007



David G. Burton

DATED: _____

Scott K. Philhower

DATED: _____

Nicholas J. Ely

BHGL No. 8627/1397
PA-5496-PCT/US

STATE OF Indiana)
COUNTY OF Monroe) ss.

I, Christine Humphrey, A Notary Public in and for the County and State aforesaid, do hereby certify that David G. Burton, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal, this
2 day of July, 2007.

Christine Humphrey
Notary Public

(SEAL)

My Commission Expires: July 2, 2009

ASSIGNMENT AND AGREEMENT

For value received, I, David G. Burton, residing at 604 Glen Arbor Way, Bloomington, Indiana, 47403, U.S.A., hereby sell, assign, and transfer to **Cook Incorporated**, a corporation of the State of Indiana, having an office at 750 N. Daniels Way, Bloomington, IN, 47404, U.S.A., its successors, assigns and legal representatives, hereinafter collectively "Cook," and

For value received, We, Scott K. Philhower, residing at 1200 E. Winners Circle, Bloomington, Indiana, 47401, U.S.A., and Nicholas J. Ely, residing at 410 W. Ritter Street, Ellettsville, Indiana, 47429, U.S.A., hereby sell, assign, and transfer to **Sabin Corporation**, a corporation of the State of Indiana, having an office at P.O. Box 788, Bloomington, Indiana, 47402, U.S.A., and its successors, assigns and legal representatives, hereinafter collectively "Sabin,"

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We authorize Cook and Sabin, either jointly or individually, to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for

BHGL No. 8627/1397
PA-5496-PCT/US

patent or other form of protection for said inventions, without further authorization from us, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of Cook and Sabin, either jointly or individually, to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

We request that any and all patents for said inventions be issued to Cook and Sabin, either jointly or individually, in the United States and in all countries foreign to the United States, or to such nominees as Cook and Sabin, either jointly or individually, may designate.

We agree that, when requested, I/we shall, without charge to Cook and Sabin, but at their expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

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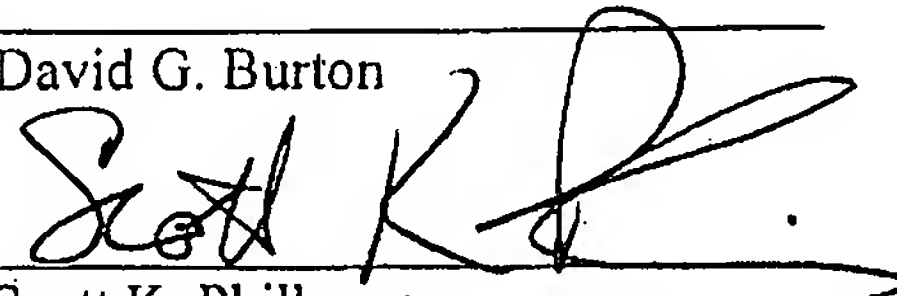
IN TESTIMONY WHEREOF, the Assignors have executed this agreement.

DATED: _____

DATED: 6/21/07

DATED: _____

David G. Burton



Scott K. Philhower

Nicholas J. Ely

STATE OF)
) ss.
COUNTY OF)

I, Steven D. Anderson, ^{witness sda 6-21-07}
~~A Notary Public in and for the County and~~
~~State aforesaid~~, do hereby certify that Scott K. Philhower, personally known to me to be the
same person whose name is subscribed to the foregoing instrument, appeared before me this day
in person and acknowledged that he signed, sealed and delivered the said instrument as his free
and voluntary act for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal, this
21 day of June, 2007.

Steven D. Anderson
~~Notary Public~~
Witness sda
6-21-07

My Commission Expires:

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IN TESTIMONY WHEREOF, the Assignors have executed this agreement.

DATED: _____

David G. Burton

DATED: _____

Scott K. Philhower

DATED: 7-9-2007

Nicholas J. Ely
Nicholas J. Ely

BHGL No. 8627/1397
PA-5496-PCT/US

STATE OF Indiana
COUNTY OF Monroe) ss.

I, Kathryn A. Mishner, A Notary Public in and for the County and State aforesaid, do hereby certify that Nicholas J. Ely, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal, this 5th day of July, 2007.

Kathryn A. Mishner
Notary Public

(SEAL)

My Commission Expires: 1/22/14